8412290/2024/VIGILANCE-I-ICD01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services -Water Resources Department -V&E Report- Allegations in execution of work "Improvements to Relligedda natural drain from kollipeta (V), in Ponduru (M), to Nellimetta (V), in Amadalavalasa (M) of Srikakulam District" – Disciplinary proceedings against **Sri T.V. Seshagiri Rao** (Retired), the then Superintending Engineer, Irrigation Circle, Srikakulam under Rule 20 of the A.P. Civil Services (CC&A) Rules, 1991 – Article of Charges – Issued.

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WATER RESOURCES (VIG.I) DEPARTMENT

G.O.Rt.No. 20 **Dated: 11.01.2024.**

Read the following:

1. From the Director General (Vig. & Enft) & EO Prl.Secy., to Govt., General Administration (V&E) Department, Vijayawada, Vigilance Report No.14 (C.No.244/V&E/ENGG/2020), Dated:25.02.2021.
2. G.O.Ms.No.7 Water Resources (VIG.I/A1) Department, Dated:11.01.2024.

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ORDER:

In pursuance of the sanction accorded by the Government vide G.O. 2nd read above, under sub-clause (i) of clause (b) of sub rule (2) of Rule 9 of the AP Revised Pension Rules, 1980 for initiating disciplinary proceedings **Sri T.V. Seshagiri Rao**, the then Superintending Engineer, Irrigation Circle, Srikakulam, it is proposed to hold an inquiry against **Sri. T.V. Seshagiri Rao**, the then Superintending Engineer, Irrigation Circle, Srikakulam in accordance with the procedure laid down under Rule 20 of the A.P Civil Services (CC&A) Rules, 1991 for the alleged charges specified herein.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of imputations of misconduct or misbehaviour in support of articles of charges is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-III & IV).

3. **Sri T.V. Seshagiri Rao**, the then Superintending Engineer, Irrigation Circle, Srikakulam is directed to submit his written statement of defence within (10) days from the receipt of this order and also state whether he desires to be heard in person.

4. **Sri T.V. Seshagiri Rao**, the then Superintending Engineer, Irrigation Circle, Srikakulam is informed that an inquiry will be held only in respect of those article of charge which are not specifically admitted herein. He should therefore, specifically admit or deny each article of charge. He is further informed that adequate opportunity for perusal of records will be made available during the course of inquiry.

5. **Sri T.V. Seshagiri Rao**, the then Superintending Engineer, Irrigation Circle, Srikakulam is further informed that if he does not submit his written statement of defence on or before the stipulated time, or does not appear in person before the disciplinary authority or otherwise fails or refuses to comply with the provisions of rule 20 of the APCS (CC&A) Rules 1991, or the orders/directions issued in pursuance of said Rules, the inquiring authority may hold inquiry against him ex-parte.

6. Attention of **Sri T.V. Seshagiri Rao**, the then Superintending Engineer, Irrigation Circle, Srikakulam is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Govt. If any representation is received on his behalf from another person in respect of any matter

(P.T.O)

dealt with these proceedings it will be presumed that **Sri T.V. Seshagiri Rao**, the then Superintending Engineer, Irrigation Circle, Srikakulam is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order should be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri T.V. Seshagiri Rao, (Retired), the then Superintending Engineer, Irrigation Circle, Srikakulam (through the Engineer-in-Chief (AW), Water Resource Department, Vijayawada).

Copy to:
The Engineer-in-Chief (AW), Water Resources Department, Vijayawada with a request to submit the dated acknowledgement of the individual to the Government without any delay.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER

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ANNEXURE-I

Article of Charges framed against Sri. T.V. Seshagiri Rao (Retired), the then Superintending Engineer, Irrigation Circle, Srikakulam: -

Sri T.V. Seshagiri Rao, the then Superintending Engineer, Irrigation Circle, Srikakulam (Retired from Service on 31.05.2018) has committed dereliction of duties amounting to misconduct in violation of Rule 3 of APCS (Conduct) Rules, 1964, as mentioned in the following articles of charge.

Article of Charge -I: - That the said Sri T.V. Seshagiri Rao, the then Superintending Engineer, Irrigation Circle, Srikakulam (Retired from Service on 31.05.2018) has approved faulty design and drawings of Thadivalasa Check Dam beyond his level of competency due to which the complete structure was damaged and washed away. He failed to provide required scour depth to protect the structure in the sub-work of "Improvements to Check dam near Thadivalasa(V) in Ponduru(M)" of main work "Improvements to Relligadda natural drain from Kollipeta(V) in Ponduru(M) to Nellimitta(V) in Amadalavalasa(M) of Srikakulam District " thereby caused wasteful expenditure of Rs.40,44,511/- to the Government Exchequer. Thus, he has committed dereliction of duties amounting to misconduct.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE - II

Statement of Imputation of misconduct or misbehaviour in support of the Article of Charges framed against Sri T.V. Seshagiri Rao, the then Superintending Engineer, Irrigation Circle, Srikakulam (Retired from Service on 31.05.2018).

The V&E Department officials verified the work "Improvements to Relligadda natural drain from Kollipeta(V) in Ponduru(M) to Nellimitta(V) in Amadalavalasa(M) of Srikakulam District " along with the field officers who were associated with the execution of work.

The details of observations of the work by the V&E were as follows:

The Vigilance & Enforcement Department obtained all the connected records from the office of Executive Engineer, Irrigation Division, Srikakulam and randomly inspected the works along with concerned field staff on 28.01.2020, 30.01.2020. 20.10.2020 and 22.10.2020. Scrutiny of records revealed the following observation.

1. The main provisions of the sanctioned estimate and the status of works is tabulated as below.

S No	Description of item work	Status of work
1	Construction of protection wall near Modalavalasa (V) in Ponduru (M)	Work completed
2	Improvements to check dam near Pydijogipeta (V) in Ponduru(M)	Work completed
3	Improvements to check dam near Thadivalasa (V) in Ponduru (M)	Work completed but damaged & washed away
4	Improvements to check dam near Kollipeta (V) in Ponduru (M)	Work Not grounded
5	Improvements to check dam near Nellimetta (V) in Ponduru (M).	Work Not grounded
6	Formation of Bank on left side of Gedda between Jagannadahapeta (V) & Gokarnapalli (V) and from railway bridge to Nagavali River.	Work Not grounded
7	Construction of 4 Nos of Repelling and attracting groynes in Nagavali River at confluence point.	Work Not grounded

2. Agreement of the above work was concluded on 12.05.2017 with an agreement period of 12 months i.e., 11.05.2018 and EOAT was sanctioned up to 31.05.2019.

3. 3 Nos. of LS & Part Bills were paid to the agency so far and the total value of work done as on the date of inspection was Rs.4,09,02,632/- (Rs.3,76,87,685 with TP less]] 7.86 %). (Copy of M-Book pages 1 to 8 of 3894-B & M-Book pages 1 to 16 of 4078-B are enclosed as Annexure-5).

4. The V&E Dept has inspected the three executed & completed works covered in this agreement such as Protection wall near Modalavalasa village, check dam near Pydijogapeta village and Check dam near Thadivalasa village and the observations are as follows.

7. Construction of Check Dam at Km.8.30 of Relligedda drain near village of Ponduru (M) in Srikakulam District:

The Check dam was inspected by the V&E Dept along with the concerned filed staff on 28.01.2020 and the following are the observations.

The components of Check dam near Thadivalasa such as Body wall, Abutments, Wings & Returns, cut offs, Aprons etc., are executed with M 15 Grade Concrete and wearing coat on aprons are executed with M 20 Grade VCC Concrete.

i. The Check Dam executed near Thadivalasa village was completely washed away. The Body wall of the check dam was settled. Vertical and horizontal cracks were observed throughout the length of the body wall. R/s Abutment was completely scoured and detached from body wall of the Check dam. Aprons were also damaged.

Protection wall on R/s of sluice channel was settled and vertical crack observed for a height of about 3m above water level. L/s Protection wall on R/s of sluice channel was constructed for a length of 15 m out of which 6 m length of wall was completely damaged. (Copy of observation sheet & photographs are enclosed as Annexure-12)

ii. The designed discharge for Thadivalasa Check Dam is 500.30 Cumecs. The said design and drawings were approved by the Superintending Engineer, Irrigation Circle, Srikakulam which is quite contrary to the rules. As per the Engineer in Chief (I.W) Circular Memo No. ENC/IW/P&M /EE1 /DEE7/ TOSG /20252 dated 31.03.2005, the Chief Engineer, Central Designs Organization (CDC) is competent for approval of designs & drawings of CM & CD structures for drain discharge more than 100 Cumecs. But, the Superintending Engineer has approved the drawings of the check dam beyond his level of competency. (Copy of Engineer in Chief (I. W) Circular Memo and copy of approved drawing are enclosed as Annexure-13)

iii. The foundation depths of U/s & D/s cut off walls were executed with 1.20 m and 1.30 m respectively. But, as per scour depth calculations for drain discharge of 500.30 Cumecs, the U/s & D/s depth of cut off to be provided shall be 4.14 m & 5.77 m respectively. (Scour depth calculation sheet is enclosed as Annexure-14). Due to execution of check dam without proper design criteria and with inadequate Scour depths, the complete structure was damaged and washed away causing huge loss to the Government exchequer.

Hence, the total amount spent on this check dam i.e., Rs.40,44,511/- became wasteful expenditure.

Therefore, the structure is to be restored immediately as per the required design parameters duly obtaining the design approval from the competent authority.

FINDINGS:

The Superintending Engineer (WRD), Irrigation Circle, Srikakulam has approved the drawing of Thadivalasa Check Dam beyond his level of competency which is irregular and clear deviation from the department norms. As per the guidelines, the Chief Engineer, Central Designs Organization (CDO) is competent for approval of designs & drawings of CM & CD structures for drain discharge more than 100 Cumecs. Further, the drawing was approved with faulty design with insufficient scour depth, due to which the complete structure was washed away causing huge loss to the Govt. exchequer. Hence the total amount on this check dam i.e., Rs.40,44,511/- became wasteful expenditure. Therefore, the structure is to be restored immediately as per the required design parameters duly obtaining the design approval from the competent authority.

2. **Sri T.V. Seshagiri Rao** the then Superintending Engineer, Irrigation Circle, Srikakulam (Retired from Service on 31.05.2018) has approved faulty design and drawings of Thadivalasa Check Dam beyond his level of competency, which resulted in the complete structure being damaged and washed away. He failed to provide required scour depth to protect the structure in the sub-work of "Improvements to Check dam near Thadivalasa(V) in Ponduru(M)" of main work "Improvements to Relligadda natural drain from Kollipeta(V) in Ponduru(M) to Nellimitta(V) in Amadalavalasa(M) of Srikakulam District " thereby caused wasteful expenditure of Rs.40,44,511/- to the Government Exchequer. Thus, he has committed dereliction of duties amounting to misconduct.

3. Thus, the said officer has failed to perform his duties with diligence which amounts to dereliction of duties leading to misconduct in violation of Rules (3) of AP Civil Services Conduct Rules, 1964.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

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ANNEXURE – III

List of Documents by which the Article of charges framed against Sri T.V. Seshagiri Rao, the then Superintending Engineer, Irrigation Circle, Srikakulam (Retired from Service on 31.05.2018) are proposed to be sustained: -

List of Documents:

1. Vigilance Report No.14(C.No.244/V&E/ENGG/2020) Dt:25.02.2021 along with enclosures.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE – IV

List of Witnesses by whom the Article of charges framed Sri T.V. Seshagiri Rao, the then Superintending Engineer, Irrigation Circle, Srikakulam (Retired from Service on 31.05.2018) are proposed to be sustained: -

List of Witnesses:

(1) Vigilance & Enforcement officials who verified the work.

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER